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AT 8:30 ____________M
WILLIAM T. WALSH
CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ICI UNIQEMA INC.,

Plaintiff,

v.

KOBO PRODUCTS, INC.,

Defendant and Counterclaim Plaintiff,

v.

ICI UNIQEMA INC. and
IMPERIAL CHEMICAL INDUSTRIES, PLC,

Counterclaim Defendants.

Civil Action No. 06-02943 (JAP) (TJB)

STIPULATION REGARDING SCHEDULING ORDER

Subject to the approval of the Court, the parties stipulate as follows:

WHEREAS, on April 6, 2007, defendant and counterclaim plaintiff Kobo Products, Inc. ("Kobo") submitted an application seeking an extension of time for the parties to submit their joint claim chart identifying claim terms for purposes of a *Markman* determination;

WHEREAS, Defendant Croda Uniqema, Inc. (previously known as ICI Uniqema, Inc. when this litigation was filed) ("Uniqema") submitted a letter brief to the Court opposing said application;

WHEREAS, the Court instructed the parties to endeavor to resolve this issue amongst themselves;

NOW, THEREFORE, this Stipulation Regarding Scheduling Order ("Stipulation") having been submitted to the Court by Day Pitney LLP, attorneys for Uniqema, and Brown Rudnick Berlack Israels LLP, attorneys for Kobo, it is hereby stipulated and ordered as follows:

1. No later than May 2, 2007, Kobo shall provide Uniqema with a draft final joint claim chart identifying any claim terms in dispute for purposes of a *Markman* determination.

2. The parties shall submit to the Court a final joint claim chart identifying any claim terms in dispute for purposes of a *Markman* determination no later than May 17, 2007.

3. The parties shall exchange opening claim construction briefs in support of their respective claim constructions no later than two weeks after the final joint claim chart is submitted to the Court and no later then May 31, 2007.

4. The parties shall exchange answering claim construction briefs no later than thirty days after the opening claim construction briefs are exchanged and no later than July 2, 2007.

5. The depositions of any experts offering a declaration on claim construction issues shall be completed by July 19, 2007.

6. *A Markman* claim construction hearing shall be held on a date to be set by the Court.

7. A telephone conference call with the Court will take place on ~~July 17, 2007 at 2:30 P.M.~~ July 27, 2007 at 11:30 AM. Plaintiff's counsel is to set up the call.

8. The remaining pretrial schedule will be set after a determination is made following the *Markman* hearing.

SO ORDERED on this 26th day of April, 2007.

HONORABLE TONIANNE J. BONGIOVANNI
UNITED STATES MAGISTRATE JUDGE

stipulation regarding scheduling order.doc

SUBMITTED BY CONSENT OF COUNSEL:

DAY PITNEY LLP
Attorneys for Plaintiff
Croda Uniqema Inc.

By: ______________________
DAVID S. SAGER
PAUL MARINO

Dated: April 23, 2007

BROWN RUDNICK BERLACK ISRAELS LLP
Attorneys for Defendant
Kobo Products, Inc.

By: ______________________
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Dated: April 23, 2007

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